

Patent

Attorney's Docket No. 0069317-000004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAR 11 2008

In re Patent Application of)

Robert Vago)

Group Art Unit: 3737)

Application No.: 10/676,061)

Examiner: BAISAKHI ROY)

Filing Date: October 1, 2003)

Confirmation No.: 7749)

Title: METHOD AND DEVICE FOR
SUBAQUEOUS ULTRASONIC
IRRADIATION OF LIVING TISSUE)

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached please find an executed Terminal Disclaimer in connection with the application identified above. The requisite fee is ☒ \$ 65 ☐ \$ 130.

☒ Charge \$ 65 to Deposit Account 02-4800 for the fee due.

☐ Charge _____ to credit card. Form PTO-2038 is attached.

This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date March 11, 2008By: William C. Rowland
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703 836 6620**Buchanan Ingersoll & Rooney PC**
#1322782-v1 Attorneys & Government Relations Professionals

REJECTION OVER A PENDING "REFERENCE" APPLICATION

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In re Application of: Robert Vago
Application No.: 10/676,061
Filed: October 1, 2003
For: METHOD AND DEVICE FOR SUBAQUEOUS ULTRASONIC IRRADIATION OF LIVING TISSUE

The owner*, Robert Vago, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 11/042,607, filed on March 11, 2008, as such term is defined in 35 U.S.C 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Registration No. 30888



Signature

March 11, 2008

Date

William C. Rowland

Typed or printed name

703 836 6620

Telephone Number

- ☒ Terminal disclaimer fee under 37 C.F.R. § 1.20(d) is included.

*Statement under 37 C.F.R. § 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

Buchanan Ingersoll & Rooney PC
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